Senate File 467 - Introduced

SENATE FILE 467
BY BROWN

A BILL FOR

- 1 An Act relating to requiring hospitals to provide umbilical
- 2 cord testing for the presence of an illegal drug or alcohol
- 3 in a newborn child's body and child in need of assistance
- 4 proceedings.
- 5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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- 1 Section 1. <u>NEW SECTION</u>. 135.133 Newborn umbilical cord drug 2 and alcohol testing.
- 3 1. For the purposes of this section, unless the context
- 4 otherwise requires, "hospital" means a private or public
- 5 hospital licensed pursuant to chapter 135B.
- 6 2. Each newborn child born in a hospital shall be tested
- 7 for the presence of an illegal drug or alcohol in the child's
- 8 body. The test shall be conducted utilizing umbilical cord
- 9 testing. The department shall report positive test results to
- 10 the department of human services.
- 11 3. The department shall adopt rules as necessary for the
- 12 administration of this section pursuant to chapter 17A.
- 13 Sec. 2. Section 232.2, subsection 6, Code 2019, is amended
- 14 by adding the following new paragraph:
- 15 NEW PARAGRAPH. Op. Who is a newborn in whose body there
- 16 is an illegal drug or alcohol present at the time of birth.
- 17 The presence of the drug or alcohol shall be determined in
- 18 accordance with umbilical cord testing pursuant to section
- 19 135B.7.
- 20 EXPLANATION
- 21 The inclusion of this explanation does not constitute agreement with
- 22 the explanation's substance by the members of the general assembly.
- 23 This bill relates to requiring hospitals to provide
- 24 umbilical cord testing for the presence of an illegal drug
- 25 or alcohol in a newborn child's body and a child in need of
- 26 assistance proceeding.
- 27 The bill provides each newborn child born in a hospital
- 28 is required to be tested for the presence of an illegal drug
- 29 or alcohol in the child's body. The test shall be conducted
- 30 utilizing umbilical cord testing. The department of public
- 31 health shall report positive test results to the department of
- 32 human services. The bill directs the department to adopt rules
- 33 as necessary to administer the provisions of the bill pursuant
- 34 to Code chapter 17A.
- 35 The bill provides that a newborn with an illegal drug

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- 1 or alcohol present in the newborn's system at the time of
- 2 birth provides grounds for the filing of a child in need of
- 3 assistance complaint pursuant to Code section 232.81.